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PATENT APPLICATION  
Mo-4981  
MD-98-72-LS(A)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN APPLICATION OF	)
RICHARD R. ROESLER	) GROUP NO: 1711
SERIAL NO.: 10/031,503	) EXAMINER: D. TRUONG
FILED: JANUARY 15, 2003	) RESPONSE TO PAPER NO. 0808
TITLE: IN-SITU PREPARATION OF	)
POLYASPARTIC ESTER	)
MIXTURE	)

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

In response to the Office Action dated September 2, 2003, Applicants hereby submit the following remarks.

**Remarks/Arguments** begin on page 2 of this paper.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450, on

12/01/03

Date

Gary F. Matz, Reg. No. 45,504

Name of applicant, assignee or Registered Representative

Signature

December 1, 2003

Date

### **REMARKS**

Claims 1-18 are pending in the application. Applicants appreciate the Examiner's indication of allowable subject matter in Claims 17 and 18.

### **Double Patenting Rejection**

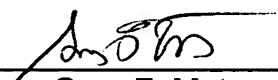
Claims 1-16 stand rejected under the judicially created doctrine of obviousness-type double patenting over Claims 1-16 of U.S. Patent No. 6,590,066 to Roesler.

Applicants submit herewith a Terminal Disclaimer under 37 C.F.R. § 1.321, which overcomes the double patenting rejection. Therefore, the double patenting rejection should be withdrawn.

### **CONCLUSION**

Applicants submit that the present application is in condition for allowance. Accordingly, reconsideration and a Notice of Allowance are respectfully requested for Claims 1-18. If the Examiner is of the opinion that the present application is in condition for other than allowance, he is requested to contact the Applicants' attorney at the telephone number given below so that additional changes to the claims may be discussed.

Respectfully submitted,

By   
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